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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Mar 17, 2020

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE MARIA LOPEZ ORDUNO,
[REDACTED]
[REDACTED]

Defendants.

4:20-CR-6002-SAB

SUPERSEDING INDICTMENT

Vio: 21 U.S.C. §§ 841(a)(1),
(b)(1)(A)(viii), 846
Conspiracy to Possess With
Intent to Distribute 50 Grams
of Actual (Pure)
Methamphetamine (Count 1)

21 U.S.C. § 841(a)(1),
(b)(1)(B)(viii)
Possession with Intent to
Distribute 5 Grams or More of
Actual (Pure)
Methamphetamine
(Count 2)

18 U.S.C. §§ 922(j) and
924(a)(2)
Possession of Stolen Firearms
(Count 3)

21 U.S.C. § 841(a)(1),
(b)(1)(A)(viii), 18 U.S.C. § 2
Possession with Intent to
Distribute 50 Grams or More of

Actual (Pure)
Methamphetamine
(Count 4)

21 U.S.C. § 841(a)(1),
(b)(1)(C), 18 U.S.C. § 2
Possession with the Intent to
Distribute Fentanyl
(Count 5)

Criminal Forfeiture Allegations
21 U.S.C. § 853, 28 U.S.C.
§ 2461(c)

The Grand Jury charges:

COUNT 1

Beginning on a date unknown, but by November 2019, and continuing until on or about March 17, 2020, in the Eastern District of Washington and elsewhere, the Defendants, JOSE MARIA LOPEZ ORDUNO, [REDACTED]

[REDACTED] and other individuals, both known and unknown to the Grand Jury, did knowingly and intentionally combine, conspire, confederate and agree together with each other to commit the following offense: possession with the intent to distribute and distribution of 50 grams or more of actual (pure) methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii), 846.

COUNT 2

On or about December 17, 2019, in the Eastern District of Washington, the Defendant, JOSE MARIA LOPEZ ORDUNO, did knowingly and intentionally possess with the intent to distribute 5 grams or more of actual (pure)

1 methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C.
2 § 841(a)(1), (b)(1)(B)(viii).

3 COUNT 3

4 On or about December 17, 2019, in the Eastern District of Washington, the
5 Defendant, JOSE MARIA LOPEZ ORDUNO, knowingly possessed stolen
6 firearms, to wit: a Glock 27 .40 caliber Pistol bearing serial number BELM827 and
7 a Rock Island Armory 1911-A1FS .38 caliber Pistol bearing serial number
8 RIA1246909, both of which had been shipped and transported in interstate
9 commerce, knowing and having reasonable cause to believe the firearm was stolen,
10 in violation of 18 U.S.C. §§ 922(j), 924(a)(2).

11 COUNT 4

12 On or about December 18, 2019, in the Eastern District of Washington, the
13 Defendants, [REDACTED], knowingly and intentionally
14 possessed with intent to distribute 50 grams or more of actual (pure)
15 methamphetamine, a Schedule II controlled substance, in violation of 21 U.S.C.
16 § 841(a)(1), (b)(1)(A)(viii), and 18 U.S.C. § 2.

17 COUNT 5

18 On or about December 18, 2019, in the Eastern District of Washington, the
19 Defendants, [REDACTED], knowingly and intentionally
20 possessed with intent to distribute a mixture or substance containing a detectable
21 amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] propanamide (a/k/a
22 fentanyl), a Schedule II controlled substance, in violation of 21 U.S.C. § 841(a)(1),
23 (b)(1)(C), and 18 U.S.C. § 2.

24 NOTICE OF CRIMINAL FORFEITURE

25 The allegations contained in this Superseding Indictment are hereby
26 realleged and incorporated by reference for the purpose of alleging forfeitures.

1 Pursuant to 21 U.S.C. § 853, upon conviction of any offense in violation of
2 21 U.S.C. § 841, as set forth in this Superseding Indictment, Defendants, JOSE
3 MARIA LOPEZ ORDUNO, [REDACTED]
4 [REDACTED]

5 shall forfeit to the United States of America, any property constituting, or derived
6 from, any proceeds obtained, directly or indirectly, as the result of such offenses
7 and any property used or intended to be used, in any manner or part, to commit or
8 to facilitate the commission of the offenses.

9 The property to be forfeited includes, but is not limited to:

10 DEFENDANTS JOSE MARIA LOPEZ ORDUNO, [REDACTED]
11 [REDACTED]

12 Firearms:

- 13 - a Ruger LCP .380 Cal Pistol S/N: 371578618; and
14 - a Colt Woodsman .22LR Pistol S/N: 98680 w/ magazine;

15 Firearm Accessories:

- 16 - a Palmetto Rifle Lower S/N: LW286012;
17 - one .223 30 round PMAG;
18 - three .22 Caliber pistol magazines;
19 - four .40 Caliber pistol magazines;
20 - three .9MM pistol magazines;
21 - one .380 pistol magazine;
22 - three unknown caliber pistol magazines; and,
23 - one unknown caliber rifle magazine w/ camouflage;

24 Ammunition:

- 25 - Nineteen (19) rounds of .40 caliber ammunition;
26 - Seventy-five (75) rounds of 9mm ammunition;
27 - Two (2) rounds of .380 ammunition;

- Thirteen (13) rounds of .45 ammunition; and,
- Twenty-one (21) 12 gauge shotgun shells.

If any of the property described above, as a result of any act or omission of the Defendants:

- a. cannot be located upon the exercise of due diligence;
 - b. has been transferred or sold to, or deposited with, a third party;
 - c. has been placed beyond the jurisdiction of the court;
 - d. has been substantially diminished in value; or
 - e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to 21 U.S.C. § 853(p) and 28 U.S.C. § 2461(c).

DATED this ____ day of March 2020.

A TRUE BILL.

Foreperson

William D. Hyslop
United States Attorney

Stephanie Van Marter
Assistant United States Attorney